

Message Text

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ACTION PM-04

INFO OCT-01 NEA-10 ISO-00 SSO-00 CIAE-00 INR-07 NSAE-00

INRE-00 L-03 OMB-01 MED-02 OPR-02 A-01 ACDA-07 AID-05

IGA-02 TRSE-00 /045 W

----- 017328

O R 051242Z AUG 76

FM AMEMBASSY KUWAIT

TO SECSTATE WASHDC IMMEDIATE 5918

SECDEF WASHDC//ISA//IMMEDIATE

INFO USCINCEUR VAHINGEN GER//ECJ4/7//

C O N F I D E N T I A L SECTION 1 OF 2 KUWAIT 3711

E.O. 11652: GDS

TAGS: MASS, KU

SUBJECT: USLOK ARRANGEMENTS

REF: A. KUWAIT 2420 DTG 180832Z MAY 76

B. KUWAIT 2746 DTG 080610Z JUN 76

C. SECSTATE 140797 DTG 082313Z JUN 76 (NOTAL)

1. REF A PROVIDED TEXT OF PROPOSED REFERENCE DOCUMENT TO BE USED AS BASIS FOR NEGOTIATING USLOK ARRANGEMENTS WITH MOD. REF B INDICATES THAT EMBASSY LEARNED INFORMALLY THAT DSAA VIEWS REFERENCE DOCUMENT FAVORABLY AND ALSO INCLUDES RECOMMENDED CHANGE TO PARA 9B. REF C DENOTES APPROVAL OF DOCUMENT TEXT (REF A AND B) TO BE USED AS POINT OF DEPARTURE FOR NEGOTIATIONS WITH GOK.

2. FIRST FORMAL DISCUSSIONS ON USLOK ARRANGEMENTS WERE HELD IN MOD ON AUG 4. DOCUMENT ENTITLED STATEMENT OF ARRANGEMENTS (CONTENTS SAME AS REF A AND B WITH MINOR EDITORIAL CHANGES) SUBMITTED TO GOK MOD ON JUN 21 WAS REVIEWED IN ITS ENTIRETY BY USLOK/EMB REPS AND MOD REPS. RESULTS OF THIS MEETING PRODUCED MUTUALLY AGREED AD REFERENDUM DOCUMENT DESCRIBED IN PARA 6 BELOW.

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3. IT IS OUR CONSENSUS THAT THE MEETING WAS VERY PRODUCTIVE.

MOST OF THE COMPROMISES WERE A MATTER OF CHANGING WORDING AND NOT MEANING - MAINLY TO MEET POLITICAL PSYCHOLOGICAL CONCERNS OF MOD REPS. THE ONLY PARA DELETED IN ENTIRETY WAS THE ONE IN WHICH MOD WAS TO PROVIDE ARABIC LANGUAGE TRAINING TO USLOK PERSONNEL AND DEPENDENTS. THEY SAID THAT THEY WOULD NOT AGREE TO THIS PARA UNDER ANY CIRCUMSTANCES. MOD REPS STATED THAT IT WAS NOT NECESSARY AS FAR AS MOD WAS CONCERNED AND THAT THEY DID NOT DO IT FOR THE SECONDED UK PERSONNEL. (FYI: WE DO NOT CONSIDER THIS POINT TO BE OF ANY MAJOR SIGNIFICANCE. END FYI).

4. IT WAS AGREED AT THE CONCLUSION OF THE MEETING THAT THE DOCUMENT WOULD BE SUBMITTED TO APPROPRIATE GOVT AUTHORITIES FOR REVIEW AND APPROVAL. MOD REPS INDICATED THAT THEY WOULD BE READY TO PROVIDE THE REACTION OF THEIR AUTHORITIES BY AUG 10 OR 11. (FYI: THERE WERE NO INDICATIONS BY THE MOD REPS THAT MOD WOULD OBJECT TO ANYTHING IN THE DOCUMENT THAT WAS AGREED UPON DURING THE MEETING. END FYI).

5. BASED ON THE ABOVE REACTION, WE INDICATED THAT DURING NEXT MEETING WE WOULD LIKE TO DISCUSS THE MECHANICS OF HOW THE DOCUMENT WOULD BE IMPLEMENTED - MAINLY AS TO WHICH ITEMS OF SUPPORT SHOULD BE REIMBURSEABLE AND WHICH WOULD BE STRICTLY AID-IN-KIND. (FYI: SPECIFIC ITEMS WE HAVE IN MIND FOR REIMBURSEMENT TO USG ARE EXPENSES FOR PERSONNEL, MOVEMENT ASSOCIATED WITH ASSIGNMENT, MAINTENANCE/REPAIR OF QUARTERS, EMBASSY SUPPORT COSTS, OFFICIAL BUSINESS TDY, CONTINGENCY FUNDS, AND HOUSEHOLD FURNISHINGS. END FYI).

6. REQUEST YOUR CONCURRENCE AND/OR COMMENTS REGARDING FOLLOWING TEXT OF PROPOSED STATEMENT OF ARRANGEMENTS AGREED AD REFERENDUM AS EARLY AS POSSIBLE SO THAT WE MAY PROCEED IN ACCORDANCE WITH GOK SCHEDULE:

QUOTE STATEMENT OF ARRANGEMENTS

THE FOLLOWING ARRANGEMENTS SHALL APPLY WITH REGARD

TO THE UNITED STATES GOVERNMENT MILITARY AND CIVILIAN PERSONNEL ASSIGNED TO KUWAIT IN ACCORDANCE WITH THE AGREEMENT BETWEEN THE U.S. GOVERNMENT AND THE GOVERNMENT
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OF KUWAIT WHICH WAS SIGNED (HENCEFORTH TO BE REFERRED TO AS THE "AGREEMENT") ON APRIL 15, 1975.

1. PERIOD OF ASSIGNMENT. THE MINISTRY OF DEFENSE (HENCEFORTH TO BE REFERRED TO AS THE "MINISTRY") WILL BEAR ALL COSTS ARISING FROM THE ASSIGNMENT OF DEPARTMENT OF DEFENSE (HENCEFORTH TO BE REFERRED TO AS THE "DEPARTMENT") PERSONNEL TO KUWAIT FROM TWO WEEKS BEFORE THEIR DEPARTURE FROM THE

UNITED STATES UNTIL 45 DAYS AFTER THEY RETURN TO THE UNITED STATES. PERSONNEL ASSIGNED TO KUWAIT WILL NORMALLY SERVE A TWO YEAR TOUR WITH 45 DAYS LEAVE IN THE UNITED STATES OR IN ANOTHER COUNTRY OUTSIDE KUWAIT AT MID TOUR. THE DEPARTMENT WILL FAVORABLY CONSIDER THE MINISTRY'S REQUEST FOR ASSIGNMENTS OF LONGER PERIODS FOR SPECIFIED INDIVIDUALS IN WHICH CASE 45 DAYS LEAVE IN THE UNITED STATES OR OTHER COUNTRY OUTSIDE KUWAIT FOR EACH ADDITIONAL YEAR SERVED SHALL BE ALLOWED.

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INFO USCINCEUR VAIHINGEN GER//ECJ4/7//

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2. PAY AND ALLOWANCES. THE MINISTRY WILL REIMBURSE THE DEPARTMENT FOR ALL PAY AND ALLOWANCES FOR THE DEPARTMENT'S PERSONNEL ASSIGNED TO KUWAIT IN ACCORDANCE WITH THE AGREEMENT PURSUANT TO U.S. LAW AND THE IMPLEMENTING REGULATIONS OF APPROPRIATE AUTHORITIES OF THE UNITED STATES GOVERNMENT. THE DEPARTMENT WILL KEEP THE MINISTRY ADVISED OF THESE LAWS AND REGULATIONS.

3. RETIREMENT, PENSIONS, AND OTHER INDIRECT COSTS. THE MINISTRY WILL REIMBURSE THE DEPARTMENT FOR COSTS OF RETIREMENT, PENSIONS, ETC., AND OTHER INDIRECT COSTS ASSOCIATED WITH THE PRESENCE OF THE DEPARTMENT'S PERSONNEL IN KUWAIT. THE DEPARTMENT WILL KEEP THE MINISTRY ADVISED OF CURRENT RATES AND CHARGES.

4. TRAVEL AND MOVEMENT.

A. THE MINISTRY WILL BE RESPONSIBLE FOR ALL TRAVEL AND MOVEMENT COSTS INCLUDING THE MID-TOUR LEAVE FOR DEPARTMENT PERSONNEL AND THEIR DEPENDENTS, ONE VISIT PER DEPENDENT CHILD PER YEAR, EMERGENCY LEAVE, MEDICAL EVACUATION, ETC. TRAVEL ARRANGEMENTS WILL BE MADE THROUGH THE KUWAIT EMBASSY IN WASHINGTON OR THE MINISTRY. THIS COVERS COMMERCIAL ECONOMY AIR FARES WITH 100 LBS EXCESS BAGGAGE FOR EACH PERSON ENTITLED TO TRAVEL IN ACCORDANCE WITH UNITED STATES CONFIDENTIAL

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GOVERNMENT REGULATIONS.

B. TRAVELERS WILL NOT BE REQUIRED TO TRAVEL MORE THAN TWELVE HOURS PER DAY AND EACH TRAVELER SHALL BE REIMBURSED AT UNITED STATES GOVERNMENT PER DIEM RATES APPROPRIATE TO THE LOCATION FOR THE EXPENSES OF ONE TWENTY-FOUR HOUR STOP WHEN ENROUTE BETWEEN THE UNITED STATES AND KUWAIT.

C. HEAVY UNACCOMPANIED PERSONAL PROPERTY SHALL BE STORED AND/OR MOVED IN ACCORDANCE WITH UNITED STATES GOVERNMENT REGULATIONS AND PROCEDURES.

5. PASSPORTS AND VISAS. DEPARTMENT OF DEFENSE PERSONNEL WILL POSSESS A VALID PASSPORT AND VISA FOR ENTRY INTO KUWAIT. THE DEPARTMENT WILL BEAR THE COSTS OF THE PASSPORT.

6. HOUSING. THE MINISTRY WILL PROVIDE, FURNISH AND MAINTAIN LIVING ACCOMMODATIONS, INCLUDING AIR CONDITIONING, HEATING AND UTILITIES, WHICH ARE CONVENIENT AND ACCEPTABLE AS MUTUALLY AGREED BY THE MINISTRY AND THE AMERICAN EMBASSY, FOR THE DEPARTMENT'S PERSONNEL AND THEIR FAMILIES WITHOUT COST TO THEM.

7. MEDICAL. THE MINISTRY WILL BEAR THE COSTS FOR ALL MEDICAL, DENTAL AND HOSPITAL CARE DEEMED NECESSARY BY US MEDICAL AUTHORITIES IN CONSULTATION WITH MINISTRY MEDICAL AUTHORITIES, FOR THE DEPARTMENT'S PERSONNEL AND THEIR DEPENDENTS WHILE ASSIGNED TO KUWAIT.

8. COMPASSIONATE TRAVEL FOR RELATIVES. THE MINISTRY WILL REIMBURSE THE DEPARTMENT FOR AIR FARES OF NEXT-OF-KIN OR OTHER CLOSE RELATIVES TO VISIT VERY SERIOUSLY ILL PERSONNEL IN A KUWAITI HOSPITAL WHEN SUCH VISIT IS RECOMMENDED BY MINISTRY MEDICAL AUTHORITIES.

9. EDUCATION.

A. THE MINISTRY WILL PAY THE EDUCATIONAL FEES IN KUWAIT FOR THE DEPENDENTS OF DEPARTMENT PERSONNEL TOGETHER WITH THE COST OF THE NECESSARY TEXT BOOKS, SCHOOL SUPPLIES AND THE COST OF TRAVEL TO AND FROM A SCHOOL IN KUWAIT OF THE DEPARTMENT'S CHOICE.

B. THE MINISTRY WILL PAY EDUCATIONAL AND RELATED EXPENSES

FOR THE DEPENDENTS OF DEPARTMENT PERSONNEL ASSIGNED TO
KUWAIT WHEN THOSE DEPENDENTS ATTEND SECONDARY SCHOOLS
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OUTSIDE OF KUWAIT MAINTAINED BY THE DEPARTMENT OR, ALTER-
NATIVELY A PRIVATE SCHOOL. IN THE CASE OF THE LATTER, THE
COSTS TO THE MINISTRY ARE NOT TO EXCEED \$5,050 PER SCHOOL
YEAR INCLUDING TRANSPORTATION FOR EACH INDIVIDUAL STUDENT.
IN THE CASE OF UNIVERSITY STUDENTS, THE MINISTRY WILL
PROVIDE ONLY TRANSPORTATION FOR ONE ROUND TRIP PER SCHOOL YEAR
BETWEEN KUWAIT AND THE LOCATION OF THE UNIVERSITY.

10. WITHDRAWAL OF PERSONNEL. IN THE EVENT OF EARLY WITH-
DRAWAL OF PERSONNEL THE MINISTRY WILL BE RESPONSIBLE FOR
REIMBURSING THE DEPARTMENT FOR THE COSTS OF RETURNING
DEPARTMENT PERSONNEL AND THEIR DEPENDENTS UNDER THE FOLLOWING
CIRCM MSTANCES:

- (1) IF REQUESTED BY THE MINISTRY;
- (2) IF THE DEPARTMENT'S PERSONNEL DIE DURING ASSIGNMENT;
- (3) IF THROUGH ILL HEALTH OR DISABILITY, NOT THE RESULT
OF THEIR OWN MISCONDUCT, THE DEPARTMENT'S PERSONNEL ARE
NOT CAPABLE OF FURTHER SERVICE IN KUWAIT.

11. OFFICE SPACE. THE MINISTRY SHALL PROVIDE APPROPRIATE
FACILITIES AND EQUIPMENT AND AMENITIES IN CONNECTION WITH
PERFORMANCE OF DUTY OF THE DEPARTMENT'S PERSONNEL AS
APPROPRIATE TO THEIR RANK.

12. REIMBURSEMENT. THE DEPARTMENT WILL BE REIMBURSED FOR
EXPENSES BY QUARTERLY BILLING UNDER U.S. GOVERNMENT FOREIGN
MILITARY SALES PROCEDURES FOR DEPENDABLE UNDERTAKINGS.
THE MINISTRY AUTHORIZES THE USE OF SUCH FUNDS AS MAY BE
ALREADY AVAILABLE IN LIEU OF AN INITIAL DOWNPAYMENT.

13. DUTIES AND ADMINISTRATION. THE DEPARTMENT AGREES THAT
THE SOLE MILITARY DUTY OF THE DEPARTMENT'S PERSONNEL WHILE
ASSIGNED TO KUWAIT WILL BE ASSISTANCE TO THE MINISTRY.
THIS SHALL NOT PRECLUDE THOSE DUTIES REQUIRED FOR INTERNAL
ADMINISTRATION OF THE LIAISON OFFICE.
THE DEPARTMENT AGREES TO PROVIDE AT LEAST ONE OFFICER WITH
APPROPRIATE ADMINISTRATIVE SUPPORT AT THE DEPARTMENT'S
EXPENSE TO THE LIAISON OFFICE FOR THE ACCOMPLISHMENT OF
ADMINISTRATIVE MATTERS WHICH ARE REQUIRED BY THE UNITED
STATES GOVERNMENT. THE MINISTRY WILL PROVIDE THESE
DEPARTMENT PERSONNEL WITH THE COURTESIES AND AMENITIES
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DISCUSSED IN ITEMS 4, 8 AND 9.

14. COURTESIES AND AMENITIES FOR PERSONNEL TEMPORARILY ASSIGNED. PERSONNEL TEMPORARILY ASSIGNED IN ACCORDANCE WITH THE AGREEMENT SHALL BE AFFORDED CUSTOMARY COURTESIES AND AMENITIES ACCORDING TO THEIR RANK.

15. DEPARTMENT'S PERSONNEL PRESENT IN KUWAIT ON DATE OF AGREEMENT. DEPARTMENT'S PERSONNEL PRESENT IN KUWAIT AS OF THE DATE OF THE AGREEMENT TO THIS STATEMENT WILL BE DEEMED TO HAVE BEEN ASSIGNED TO KUWAIT UNDER THE TERMS OF THIS UNDERSTANDING.

16. ASSIGNMENT OF INDIVIDUALS. THE DEPARTMENT WILL NOMINATE INDIVIDUALS OF SUCH QUALIFICATION AND NUMBERS AS MAY BE AGREED UPON TO THE MINISTRY FOR APPROVAL. UNQUOTE
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